

IN THE SUPREME COURT OF THE STATE OF DELAWARE

ORDER AMENDING RULE 41 §
OF THE RULES OF THE DELAWARE §
SUPREME COURT §

Before **STEELE**, Chief Justice, **HOLLAND**, **BERGER**, **JACOBS**, and
RIDGELY, Justices, constituting the Court *en banc*.

ORDER

This day of October 2013, it appears to the Court that:

(1) It is necessary to amend Rule 41 of the Rules of the Delaware Supreme Court in light of the General Assembly's amendment to Article IV, Section 11, paragraph (8) of the Delaware Constitution of 1897. Effective immediately, existing Rule 41(a)(ii) shall be amended for the sole purpose of inserting the following underlined text:

(ii) Other entities. The Supreme Court of the United States, a Court of Appeals of the United States, a United States District Court, a United States Bankruptcy Court, the United States Securities and Exchange Commission, or the Highest Appellate Court of any other State may, on motion or sua sponte, certify to this Court for decision a question or questions of law arising in any matter before it prior to the entry of final judgment or decision if there is an important and urgent reason for an immediate determination of such question or questions by this Court and the certifying court or entity has not decided the question or questions in the matter.

(2) The Clerk of this Court is directed to transmit forthwith a certified copy of this Order to the clerk of each trial court in each county.

BY THE COURT:

Chief Justice